

EMERGENCY COMMISSION MEETING
Minutes
Monday, December 5, 2005

A meeting of the Emergency Commission was held on Monday, December 5, 2005, in the Governor's Conference Room. Present in the conference room were Governor John Hoeven, Senator Bob Stenehjem, Representative Rick Berg, and Secretary of State Al Jaeger. Members participating via telephone conference call were Senator Ray Holmberg and Representative Ken Svedjan. Governor Hoeven called the meeting to order at 11:02 a.m.

Requests identified with an asterisk will be forwarded for the December 15, 2005, meeting of the Legislative Budget Section Committee per the provisions of N.D.C.C. § 54-16-04.1 and N.D.C.C. § 54-16-04.2.

1. Office of Management and Budget * (Request # 1556)

Request approval for increased spending authority of \$100,000 in operating line (\$100,000) to accept federal funds from the Department of Homeland Security, as a pass-through from the North Dakota Department of Emergency Services, for the OMB Risk Management Division to provide training and equipment for the Continuum of Government (COG) and Continuity of Operations (COOP) programs.

Secretary Jaeger moved for approval. Representative Svedjan seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Svedjan, Jaeger, and Hoeven. No nay votes. Motion carried.

2. State Historical Society of North Dakota * (Request # 1557)

Request approval for increased spending authority of \$180,000 in capital assets line (\$180,000) to accept federal funds from a Transportation Enhancement Grant, as a pass-through from the North Dakota Department of Transportation, related to the expansion and renovation of the Chateau De Mores Historic Visitor Center, Medora.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Berg, Holmberg, Svedjan, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

3. Department of Corrections and Rehabilitation * (Request # 1558)

Request approval for line item transfer of \$1,500,000 from equity pool line established in SB 2015 (2005 Session Laws, Chapter 43) to Juvenile Community Services line (\$66,145); Field Services line (\$3,543); Prisons Division line (\$1,254,071); and Youth Correctional Center line (\$176,241) to enable payments of equity funds from applicable salary lines.

Secretary Jaeger moved for approval. Governor Hoeven seconded the motion. Voting aye were Holmberg, Svedjan, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

4. Department of Emergency Services * (Request # 1559)

Request approval for increased spending authority of \$249,825 to accept federal funds from the Pre-Disaster Mitigation Grant Program for the salary line (\$249,825) to provide administration and support for grants awarded to the City of Fargo and the County of Barnes (related to Request 1546 approved by Emergency Commission, August 30, 2005).

Secretary Jaeger moved for approval. Representative Berg seconded the motion. Voting aye were Svedjan, Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

5. Department of Emergency Services * (Request # 1560)

Request approval for increased spending authority of \$3,000,000 to accept federal funds from the Division of Homeland Security for salary line (\$80,000), operating line (\$420,000), and grants line (\$2,500,000) for temporary public information officer; overtime; development and exercising of a sheltering plan related to large scale evacuations; providing assistance to requesting states under the Emergency Management Assistance Compact; and grants to assisting state agencies and assisting other entities.

Representative Svedjan moved for approval. Representative Berg seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, Svedjan, and Hoeven. No nay votes. Motion carried.

6. Department of Emergency Services (Request # 1561)

Request approval, under the provisions of N.D.C.C. § 54-16-13, to acquire loan of \$1,203,217 from the Bank of North Dakota for grants line (\$1,203,217) to pay state's share of expenses related to 1997 Grand Forks flood disaster (for repayment of the loan, a deficiency appropriation request will be submitted to 2007 Legislative Assembly).

Representative Svedjan moved for approval. Representative Berg seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Svedjan, Jaeger, and Hoeven. No nay votes. Motion carried.

7. Department of Emergency Services * (Request # 1562)

Request approval for increased spending authority of \$2,238,971 to accept federal funds (\$1,945,783) under the Robert T. Stafford Disaster Relief and Emergency Assistance Act and proceeds of a loan acquired under the provisions of N.D.C.C. § 37-17-1-23 from the Bank of North Dakota (\$293,188) for salary line (\$75,000); operating line (\$150,000); and grants line (\$2,013,971) related to October 2005 snow disaster.

Secretary Jaeger moved for approval. Representative Berg seconded the motion. Voting aye were Berg, Holmberg, Svedjan, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

8. Office of Adjutant General * (Request # 1563)

Request approval for increased spending authority of \$1,600,000 to accept federal funds from the National Guard Bureau for Army Guard Contracts line (\$1,600,000) and approval for 28 FTE positions for the Army National Guard to expand the deployment of security forces located at Fraine Barracks, Bismarck (7 FTE) and Camp Grafton, Devils Lake (21 FTE).

Secretary Jaeger moved for approval. Senator Holmberg seconded the motion. Voting aye were Holmberg, Svedjan, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

9. Office of Adjutant General * (Request # 1564)

Request approval for increased spending authority of \$860,000 to accept federal funds from the National Guard Bureau for Air Guard Contracts line (\$860,000) for North Dakota Air National Guard adding 30 security personnel at Hector Field, Fargo, for period January 2006 through September 2006.

Secretary Jaeger moved for approval. Governor Hoeven seconded the motion. Voting aye were Svedjan, Jaeger, Stenehjem, Holmberg, and Hoeven. Voting nay was Berg. Motion carried.

10. Department of Agriculture * (Request # 1565)

Request transfer of \$131,000 from state contingency fund to North Dakota Board of Animal Health (\$131,000) to reimburse directly impacted livestock producers for costs associated with anthrax outbreak in the summer 2005.

Senator Holmberg moved for approval. Representative Berg seconded the motion. Voting yes were Jaeger, Stenehjem, Berg, Holmberg, Svedjan, and Hoeven. Voting no - none. Motion carried.

Consideration of Recommendations from Centers of Excellence Commission

The following requests were submitted according to the following section of the North Dakota Century Code – 15-69-02(2), (2005 Session Laws, Chapter 151):

“A commission funding award recommendation must be for a specified amount. Designation of a center occurs upon board, foundation, and budget section approval of a commission funding award recommendation. In considering whether to designate a center, the board, foundation, and budget section may not modify the commission recommendation. The budget section may not make a determination of whether to approve or reject a commission funding award recommendation until the emergency commission reviews the commission recommendation and makes a recommendation to the budget section.” (underlined emphasis added)

11. **Centers of Excellence Commission * (Request # 1566)**
Bismarck State College Career and Technology Institute, \$3,000,000
12. **Centers of Excellence Commission * (Request # 1567)**
Lake Region State College – Dakota Center for Technology-Optimized Agriculture, \$450,000
13. **Centers of Excellence Commission * (Request # 1568)**
University of North Dakota – Energy & Environment Research Center – National Center for Hydrogen Technology, \$2,500,000
14. **Centers of Excellence Commission * (Request # 1569)**
North Dakota State University – Center for Advanced Electronics Design and Manufacturing Technology, \$3,000,000

Representative Berg moved to table requests 1566, 1567, 1568, and 1569 to a future special meeting of the Emergency Commission to be held before December 15, 2005, to allow requesting institutions to prepare supporting documentation for their respective requests related to (1) the number of jobs expected to be generated; (2) sustainability of any building projects; and (3) private sector participation. Senator Stenehjem seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Svedjan, Jaeger and Hoeven. No nay votes.

The meeting adjourned at 1:33 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Alvin A. Jaeger". The signature is fluid and cursive, with the first name "Alvin" and last name "Jaeger" clearly distinguishable.

Alvin A. Jaeger
Secretary of State
Secretary to Emergency Commission